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| APPLICATION NO.  | FILING DATE    | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO.     | CONFIRMATION NO. |
|--|----------------|----------------------|-------------------------|------------------|
| 09/774,450   | 01/30/2001     | Douglas Alan Ruth II | Q109-USA                | 3456             |
| 31815 75   | 590 11/13/2002 |                      |                         |                  |
| QUALLION LLC<br>MARY ELIZABETH BUSH<br>12744 SAN FERNANDO ROAD |                |                      | EXAMINER                |                  |
|  |                |                      | MAPLES, JOHN S          |                  |
| BLDG. #4   |                |                      |                         |                  |
| SYLMAR, CA 91392   |                |                      | ART UNIT                | PAPER NUMBER     |
|  |                |                      | 1745                    | 9                |
|  |                |                      | DATE MAILED: 11/13/2002 |                  |

Please find below and/or attached an Office communication concerning this application or proceeding.



## UNITED STATES DEPARTMENT OF COMMERCE Patent and Trademark Spice

Address: ASSISTANT COMMISSIONER FOR PATENTS

Washington, D.C. 20231

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|------------------|-------------|-------------------------|---------------------|
| APPLICATION NO./ | FILING DATE | FIRST NAMED INVENTOR /  | ATTORNEY DOCKET NO. |
| CONTROL NO.      |             | PATENT IN REEXAMINATION |                     |
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EXAMINER

ART UNIT PAPER

9

DATE MAILED:

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**Commissioner of Patents and Trademarks** 

The reply filed on 10-24-2002 is not fully responsive to the prior Office Action because of the following omissions or matters: applicant did not elect one of the three groups outlined in the 10-10-2002 restriction requirement. Applicant cancelled these claims and presented new claims of a different scope than the previous claims of record and presented two more sets of claims drawn to two additional groups of invention.

Applicant is advised that the response to his requirement to be complete must include an election of the invention to be examined even though the requirement be traversed (37 CFR 1.143). See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to John S. Maples whose telephone number is 703-308-1795. The examiner can normally be reached on Monday through Thursday from 6:15 to 3:45.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Patrick Ryan, can be reached on (703) 308-2383. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9310.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-308-0661.

John S. Maples Primary Examiner Art Unit 1745

JSM/11-12-2002